MINUTES

OF THE

NORTH CAROLINA ALARM SYSTEMS LICENSING BOARD

DATE: January 27, 2011

TIME: 9:00 a.m.

PLACE: Holiday Inn

Raleigh, North Carolina

SUBMITTED BY: Anthony B. Bonapart

Deputy Director

MEMBERS PRESENT: MEMBERS ABSENT:

Johnny Phillips None

Larry McClellan Mack Donaldson

June Ray

Courtney Brown Richard Lee

STAFF PRESENT:

Deputy Director Anthony Bonapart Board Secretary Nan Williams Attorney Charles McDarris Training Officer Judy Pittman

VISITORS;

Ricky McKinney Michael Parrish Jason White Johnnie McKoy David Roe Raphael Allen Chris Shelton Ronald Armeen Susan Yost William Crews James E. Harris Neil Pobuda John Brooks David Paterno John Tuggle George Bish John W. Austin David Sullivan

David SullivanJohn W. AustinRichard CrabtreeBrian FrostKathryn WeaverFrank HardeeChristina DefoshShain Blackman

Eric P. Scotton Clevon Duhaney

Scott Griffin Timothy Adams
Henry Klein Robert Trevathan

Tom Atkinson
Mike Odom
Noel Byfield
Zac Johnson
Michael S. Turner
Roesheda Peak
Brian Smith
Daniel Mow
Dianne Besetro
Rusty Gaguon
Kyle Rett

Charles Edwards Randall Butler Kyle R. Whitly Mike Moran Steve Banh Brad Smith

James McKimmon Barbara Ashba Peter Bourey Kurt Sikes Ken Henke

CALL TO ORDER

The January 27, 2011 meeting of the North Carolina Alarm Systems Licensing Board was called to order by Chairman Phillips.

In accordance with the State Ethics Law, Attorney Charles McDarris read the following information. "It is the duty of every Board member to avoid both conflicts of interest and appearances of conflict. If any member has any known conflict of interest or appearance of conflict with respect to any matters coming to this Board today, please identify the conflict or appearance of conflict and refrain from any deliberation and vote in that particular matter."

Mr. Phillips welcomed all guests.

MS. RAY MADE A MOTION TO APPROVE THE MINUTES OF THE NOVEMBER 18, 2010 BOARD MEETING. SECONDED BY MR. DONALDSON. MOTION CARRIED.

MR. TAYLOR MADE A MOTION TO APPROVE THE SCREENING COMMITTEE REPORT WITH THE EXCEPTION OF NUMBER 8. MR. LARRY MCCLELLAN RECUSED HIMSELF FROM VOTING ON NUMBER 8. SECONDED BY MR. DONALDSON. MOTION CARRIED.

MR. BROWN MADE A MOTION TO APPROVE NUMBER 8 OF THE SCREENING COMMITTEE REPORT. MR. LARRY MCCLELLAN RECUSED HIMSELF FROM VOTING ON THIS MATTER. SECONDED BY MS. RAY. MOTION CARRIED.

Mr. Bonapart gave the registration report. (No motion was given).

Mr. McClellan reported that he and Ms. Ray met as the Grievance Committee on January 26, 2011 from 1:00 p.m. to 2:45 p.m. The following individuals were present: Mr. Randy Perkins, Mr. Greg Burns, Mr. Barry Allen, and Mr. Rick Washington.

MS. RAY MADE A MOTION TO APPROVE THE GRIEVANCE COMMITTEE REPORT AS PRESENTED. SECONDED BY MR. TAYLOR. MOTION CARRIED.

Mr. McDarris removed himself as counsel to the Board and presented the following final agency decisions:

ERIC PAUL SCOTTON - 10 DOJ 5157. This case was heard by Administrative Law Judge Beecher R.

Gray on September 28, 2010. The issue before the Judge was the denial of an alarm registration for conviction of a crime involving moral turpitude and for lack of good moral character. Mr. Scotton was present.

MS. RAY MADE A MOTION TO MODIFY THE JUDGE'S DECISION AND APPROVE MR. SCOTTON FOR AN ALARM REGISTRATION WITH NO CONDITIONS AS THE BOARD DOES NOT HAVE THE AUTHORITY TO ISSUE A PROBATIONARY PERMIT. SECONDED BY MR. DONALDSON. MOTION CARRIED.

TIMOTHY BOBBY ADAMS - 10 DOJ 4324. This case was heard by Administrative Law Judge Beecher R. Gray on September 28, 2010. The issue before the Judge was the denial of a burglar alarm license for commission of some act which, if committed by a licensee, would be grounds for the suspension or revocation of a license under the Alarm Systems Licensing Act. Mr. Adams was present.

MR. LEE MADE A MOTION TO APPROVE MR ADAMS FOR A BURGLAR ALARM LICENSE. SECONDED BY MS. RAY. MOTION CARRIED.

SPECIAL REPORTS AND PRESENTATIONS

Mr. Smith presented the Continuing Education Sub-committee report.

Mr. Brown recused himself from discussion on courses 3 through 7 from Security Central. Mr. McClellan recommended renaming course number 3 and course number 4 as it relates to 74D.

MR. PHILLIPS MADE A MOTION TO APPROVE THE COURSES AS PRESENTED. SECONDED BY MR. TAYLOR. MR. BROWN RECUSED HIMSELF FROM VOTING ON COURSE NUMBER 3 THROUGH 7. MOTION CARRIED.

BREAK: 10:10 a.m. RECONVENE: 10:25 a.m.

UNFINISHED BUSINESS

None

OLD BUSINESS

None

NEW BUSINESS

The Board discussed whether it would continue with CriminalRecordscheck.com appointment as the vendor approved to conduct criminal record checks for the industry. Mr. Dorian Dehnel with CriminalRecordCheck.com also addressed the Board. Mr. Dehnel stated everything is going well. Several individuals stated they were very pleased with the process in obtaining their criminal record checks from Mr. Dehnel's company. Mr. Dehnel thanked the Board and the industry.

MR. BROWN MADE A MOTION TO APPROVE AND BEGIN THE PROCESS TO RENEW THE APPOINTMENT OF CRIMINALRECORDCHECK.COM. SECONDED BY MS. RAY. MOTION CARRIED.

DIRECTOR'S REPORT

Mr. Bonapart presented the written report and advised as of December 31, 2010, the combined budget balance was \$580,394.36. The Education Fund balance was \$43,011.18. As of January 25, 2011, the Board has 911 licensees and 5,090 registrants.

MR. BROWN MADE A MOTION TO APPROVE THE DIRECTOR'S REPORT AS PRESENTED. SECONDED BY MR. LEE. MOTION CARRIED.

ATTORNEY'S REPORT

Mr. McDarris reported on the following consent agreements:

- 1. Tiffany H. Jones/American Burglar Alarms Inc Consent to be made in 6 monthly equal payments. The first payment in the amount of \$516.80 was paid.
- 2. Robert E. Sehen/Robert E. Sehen(company in his own name) Consent in the amount of \$1428.00 has been executed and paid.
- 3. George J. Bish/Securewatch Mr. Bish's attorney and Mr. McDarris are in the process of finalizing the consent agreement. Will report back at next meeting.
- 4. Joel C. Garrett/Crossroads Security, Inc.- Consent in the amount of \$326.40 has been executed and paid.
- 5. Ray C. Epperly Jr/Schneider Electric Buildings Americas Inc Consent in the amount of \$7996.80 has been executed and paid.

The list of Administrative Hearings were given to the Board as an attachment to the Attorney's Report.

There are currently no rules being amended.

Mr. McDarris reported that the Wilmington City Council has adopted a False Alarm Ordinance that passed in July, 2010. Mr. McDarris stated the ordinance is inconsistent with 74D.

MR. BROWN MADE A MOTION FOR THE ATTORNEY TO SEND A LETTER TO WILMINGTON STATING THE BOARD'S CONCERN ABOUT THEIR ORDINANCE. SECONDED BY MR. LEE. MOTION CARRIED.

Mr. McDarris stated that he has been advised that county and electrical inspectors are trying to regulate the alarm companies stating that they have a right to inspect alarm systems. Mr. McDarris suggested that a subcommittee be formed to discuss this issue.

It was agreed that Mr. James Taylor, Mr. Courtney Brown, Mr. Brad Smith, and Mr. George Bish will serve on this committee. Mr. James Taylor will chair the committee. The committee will report back at the next meeting.

MR. BROWN MADE A MOTION TO APPROVE THE ATTORNEY'S REPORT AS PRESENTED. SECONDED BY MS. RAY. MOTION CARRIED.

GOOD OF THE ORDER

Mr. Bonapart advised that Director Terry Wright is doing well after his back surgery.

MR. LEE MADE A MOTION TO ADJOURN. SECONDED BY MR. TAYLOR. MOTION CARRIED.

Meeting Adjourned:	10:55 a.m.		
		Anthony B. Bonapart Deputy Director	
		Nan Williams	
		Reporter	